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IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FELTON A. SPEARS, JR. and
SIDNEY SCHOLL, on behalf of themselves
and all others similarly situated,

Plaintiffs,

vs.

FIRST AMERICAN EAPPRAISEIT
(a/k/a eAppraiseIT, LLC),
a Delaware limited liability company,

Defendant.

) Case No. 5-08-CV-00868 (RMW)

) **PLAINTIFFS' ADMINISTRATIVE**
) **MOTION TO FILE EXHIBITS**
) **UNDER SEAL**

) **Honorable Ronald M. Whyte**

Pursuant to Civil L.R. 7-11, 79-5, and General Order 62, Plaintiffs respectfully request leave of Court to file under seal Exhibits 1 and 2 to the Declaration of Gretchen Freeman Cappio in Support of Plaintiff's Motion in Limine to Preclude Evidence and Testimony Regarding OTS Approval of the Proven Appraiser List or Referral Process. The entirety of Exhibits 1 and 2 have been designated "CONFIDENTIAL" pursuant to the Stipulated Amended Protective Order in this case as Dkt. No. 312. Defendant does not oppose this administrative motion.

Accompanying this Administrative Motion is the Declaration of Gretchen Freeman Cappio in Support of Plaintiffs' Administrative Motion to File Under Seal. As required by Civil L.R. 79-5(b) and (b), Plaintiffs are provisionally filing the documents sought to be sealed and filed a proposed order sealing these documents.

DATED: October 2, 2014

**FEINSTEIN DOYLE PAYNE &
KRAVEC, LLC**

KELLER ROHRBACK L.L.P.

By: /s/ Joseph N. Kravec, Jr.

By: /s/ Lynn Lincoln Sarko

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By: /s/ Michael D. Braun

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PROOF OF SERVICE

STATE OF WASHINGTON)
) ss.:
 COUNTY OF KING)

I am employed in the County of King, State of Washington. I am over the age of eighteen (18) and not a party to the within action. My business address is 1201 Third Avenue, Suite 3200, Seattle, WA 98101.

On October 2nd, 2014, using the Northern District of California's Electronic Case Filing System, with the ECF ID registered to Gretchen Freeman Cappio, I filed and served the document(s) described as:

PLAINTIFFS' ADMINISTRATIVE MOTION TO FILE UNDER SEAL**[X] BY ELECTRONIC TRANSMISSION USING THE COURT'S ECF SYSTEM:**

I caused the above document(s) to be transmitted by electronic mail to those ECF registered parties listed on the Notice of Electronic Filing (NEF) pursuant to Fed.R.Civ.P. 5(d)(1) and by first class mail to those non-ECF registered parties listed on the Notice of Electronic Filing (NEF). *"A Notice of Electronic Filing (NEF) is generated automatically by the ECF system upon completion of an electronic filing. The NEF, when e-mailed to the e-mail address of record in the case, shall constitute the proof of service as required by Fed.R.Civ.P. 5(d)(1). A copy of the NEF shall be attached to any document served in the traditional manner upon any party appearing pro se."*

I declare that I am admitted *pro hac vice* in this action.

I declare under penalty of perjury under the laws of the United States that the above is true and correct.

Executed on October 2nd, 2014, at Seattle, Washington.

/s/Gretchen Freeman Cappio
 Gretchen Freeman Cappio